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Atty. Dkt. No. 071949-2705

REMARKS

Claims 1-10 and 17 are pending in this application. The claims have not been amended.

Obviousness-Type Double Patenting

The rejection of claims 1, 8, 9 and 17 for allegedly being unpatentable under the judicially created doctrine of obviousness-type double patenting over claims 1, and 11-19 of U.S. Patent No. 5,947,124 ("the '124 patent").

Applicants respectfully disagree with the rejection as detailed in the prior Response of 08/02/2006. Nevertheless, Applicants provide herewith a suitable terminal disclaimer over the '124 patent, which disclaimer obviates the rejection.

Conclusion

It is respectfully submitted that the no further issues present in the case and that the application is ready for allowance. In the event any matters remain to be resolved in view of this communication, the Examiner is encouraged to contact the undersigned so that a prompt disposition of this application can be achieved.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

DLMR_291063.1

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Respectfully submitted,

Date 11/03/2006

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